

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 137 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL Sd/-

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?

4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

NATHABHAI ALLARAKHABHAI SANDHI

Versus

STATE OF GUJARAT

Appearance:

MR RM CHHAYA for Petitioners
MR BY MANKAD, ASSISTANT GOVERNMENT PLEADER
for Respondent No. 1
NOTICE SERVED BY DS for Respondent No. 2

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 01/03/2000

ORAL JUDGEMENT

Rule. Mr.B.Y.Mankad, learned AGP. waives service
of rule. By consent of parties, the petition is heard

today and disposed of finally.

It appears that the application for NA permission submitted by the petitioner was not entertained on the ground that dispute about title had been raised by one partnership firm called Maniar Solanki & Co. According to the petitioners, the suit filed by the said firm was dismissed on 23.11.1999. Hence, in the circumstances, it is directed that if the petitioner makes a fresh application, the Collector shall hear all the parties including whosoever files objections to the grant of NA permission and take appropriate decision in accordance with law. Rule made absolute accordingly. No order as to costs. Direct service permitted.

m.m.bhatt